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MANUFACTURING, LLC

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

RUDY GONZALEZ, an individual,
Plaintiff,

v.

XTREME MANUFACTURING, LLC, a
limited-liability corporation; and DOES 1-100,
inclusive,
Defendants.

Case No. 1:20-cv-01704-NONE-SKO

**ORDER STAYING ACTION PENDING
MEDIATION**

(Doc. 15)

Complaint Filed: December 4, 2020
Trial Date: None Set

Magistrate Judge: Hon. Sheila K. Oberto
Courtroom 7, Fresno

1 On June 15, 2021, the Parties filed a Stipulation to Request Stay of Action Pending Mediation
2 (the “Stipulation”), requesting that the Court stay all dates and deadlines until at least 30 days after
3 their mediation scheduled for September 7, 2021. (Doc. 15.) Pursuant to the Stipulation, and for
4 good cause shown, IT IS HEREBY ORDERED as follows:

5 1. All court dates and deadlines associated with the above-referenced action are stayed
6 until after the Parties complete their September 7, 2021 mediation; and

7 2. The statute of limitations for claims of unnamed collective action members who
8 worked for Defendant from December 4, 2017 forward and who earned commissions, non-
9 discretionary bonuses and/or other items of compensation during a workweek when he/she also
10 worked more than forty (40) hours on at least one occasion after December 4, 2017, as outlined in
11 29 U.S.C. §§ 255–256, is hereby equitably tolled from May 6, 2021 until sixty (60) calendar days
12 after the scheduled September 7, 2021 mediation; and

13 3. In the event the case is not resolved, the Parties shall file a status report updating the
14 Court on the outcome of the mediation and the status of the case **by no later than September 14,**
15 **2021.** The dates and deadlines relating to class certification in the Scheduling Order (Doc. 14) shall
16 remain as set absent a court-approved stipulation.

17 IT IS SO ORDERED.
18

19 Dated: **June 17, 2021**

/s/ Sheila K. Olerto
UNITED STATES MAGISTRATE JUDGE